



US Army Corps  
of Engineers®  
New England District

696 Virginia Road  
Concord, MA 01742-2751

# PUBLIC NOTICE

Date: March 16, 2004

Comment Period Ends: April 15, 2004

File Number: 200400166

In Reply Refer To: Michael J. Elliott

E-mail address: michael.j.elliott@usace.army.mil

**Robert Garafano/Gansett Realty, LLC; 80 Eliza Street; Providence, Rhode Island 02904; has requested a Corps of Engineers permit under Section 10 of the Rivers and Harbors Act** to construct a new 30-slip commercial marina in Warwick Cove. The marina called Narragansett Bay Marina is located at 40 Seminole Street in Warwick, Rhode Island. The proposed project is shown on the attached plans and is described below:

- Install a ramp from the existing bulkhead to access the pile-secured float system that will extend 235-feet beyond mean high water in Warwick Cove.
- The float system consists of 218 linear feet of five-foot wide main float plus a total of 19 three-foot wide finger floats ranging in length from 20-feet to 30-feet. There are 6 finger floats on the south side, 9 on the north side and 4 extending eastward.
- Establish a marina perimeter limit to encompass the marina.

The project will impact approximately 2455 square feet (0.05 acre) of Essential Fish Habitat (EFH) – see attached sheets 3 and 4 for a list of the species and life stages. Loss of this habitat may adversely affect these species by the shading effects of the floats. Shading could result in a decrease of primary productivity and, consequently, a reduction in availability of food source. However, the District Engineer has made a preliminary determination that the site-specific adverse effect will not be substantial. Further consultation with NMFS regarding EFH conservation recommendations is being conducted and will be concluded prior to the final decision.

The project site is at lat/long coordinates N41°-41'-15" and W71°-23'-36". To properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. Comments should be submitted in writing by the above date. If you have any questions, please contact Michael Elliott at (978) 318-8131 or use our toll free number (800) 343-4789 or (800) 362-4367 if calling from within Massachusetts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The Corps holds public hearings for the purpose of obtaining public comments, when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

SEE NEXT PAGE FOR  
DETAILS OF EVALUATION  
FACTORS

Robert J. DeSista  
Chief, Permits & Enforcement Section  
Regulatory Branch

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity in the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are: conservation, economics, aesthetics, general environmental concerns, wetlands, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties listed in, or eligible for listing in, the National Register of Historic Places, and no further consideration of the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended, is necessary. This determination is based upon one or more of the following:

- a. The permit area has been extensively modified by previous work.
- b. The permit area has been recently created.
- c. The proposed activity is of limited nature and scope.
- d. Review of the latest published version of the National Register shows that no presence of registered properties listed as being eligible for inclusion therein are in the permit area or general vicinity.

Pursuant to the Endangered Species Act, the District Engineer is hereby requesting that the appropriate Federal Agency provide comments regarding the presence of and potential impacts to listed species or its critical habitat.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice.

The following authorizations have been applied for, or have been, or will be obtained:

- Permit, License or Assent from State.
- Permit from Local Wetland Agency or Conservation Commission.
- Water Quality Certification in accordance with Section 401 of the Clean Water Act.

The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

**THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.**

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**If you would prefer not to continue receiving public notices, please check here ( ) and return this portion of the public notice to: U.S. Army Corps of Engineers – New England District, ATTN: Regulatory Branch, 696 Virginia Road, Concord, MA 01742-2751.**

**NAME:**  
**ADDRESS:**

## Summary of Essential Fish Habitat (EFH) Designation

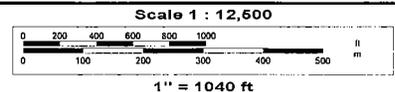
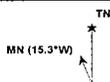
### 10' x 10' Square Coordinates:

Boundary	North	East	South	West
Coordinate	41° 50.0' N	71° 20.0' W	41° 40.0' N	71° 30.0' W

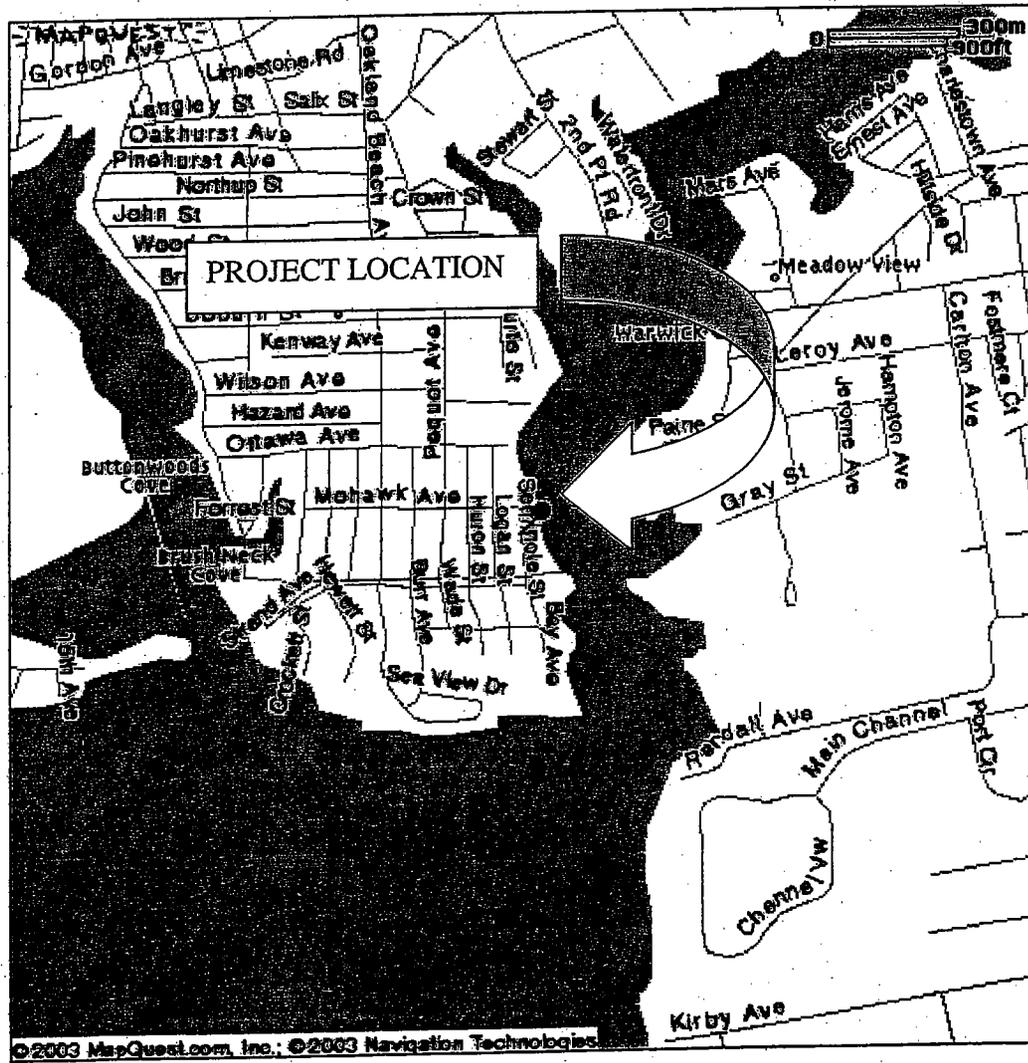
**Square Description (i.e. habitat, landmarks, coastline markers):** The waters within the square within the Providence River, within Narragansett Bay, affecting all cities, towns, and features within or adjacent to it, from Nayatt Pt. and south of Nayatt, RI., north, as well as from Warwick Pt. north. Also, these waters affect within and around Greenwich Bay, northeast of East Greenwich, RI., and north of Sally Rock Pt. on Potowomut Neck, and all other towns, cities, and features within or adjacent to those waters including Apponaug Cove, Buttonwoods Cove, Brush Neck Cove, and Warwick Cove.

Species	Eggs	Larvae	Juveniles	Adults
Atlantic cod ( <i>Gadus morhua</i> )				
haddock ( <i>Melanogrammus aeglefinus</i> )		X		
pollock ( <i>Pollachius virens</i> )				
whiting ( <i>Merluccius bilinearis</i> )				
offshore hake ( <i>Merluccius albidus</i> )				
red hake ( <i>Urophycis chuss</i> )		X	X	X
white hake ( <i>Urophycis tenuis</i> )				
redfish ( <i>Sebastes fasciatus</i> )	n/a			
witch flounder ( <i>Glyptocephalus cynoglossus</i> )				
winter flounder ( <i>Pleuronectes americanus</i> )	X	X	X	X
yellowtail flounder ( <i>Pleuronectes ferruginea</i> )				
windowpane flounder ( <i>Scopthalmus aquosus</i> )	X	X	X	X
American plaice ( <i>Hippoglossoides platessoides</i> )		X	X	X
ocean pout ( <i>Macrozoarces americanus</i> )				
Atlantic halibut ( <i>Hippoglossus hippoglossus</i> )				
Atlantic sea scallop ( <i>Placopecten magellanicus</i> )				
Atlantic sea herring ( <i>Clupea harengus</i> )		X	X	X
monkfish ( <i>Lophius americanus</i> )				
bluefish ( <i>Pomatomus saltatrix</i> )			X	X

long finned squid ( <i>Loligo pealei</i> )	n/a	n/a		
short finned squid ( <i>Illex illecebrosus</i> )	n/a	n/a		
Atlantic butterfish ( <i>Peprilus triacanthus</i> )				
Atlantic mackerel ( <i>Scomber scombrus</i> )	X	X	X	X
summer flounder ( <i>Paralichthys dentatus</i> )		X	X	X
scup ( <i>Stenotomus chrysops</i> )	X	X	X	X
black sea bass ( <i>Centropristus striata</i> )	n/a		X	X
surf clam ( <i>Spisula solidissima</i> )	n/a	n/a		
ocean quahog ( <i>Artica islandica</i> )	n/a	n/a		
spiny dogfish ( <i>Squalus acanthias</i> )	n/a	n/a		
tilefish ( <i>Lopholatilus chamaeleonticeps</i> )				
king mackerel ( <i>Scomberomorus cavalla</i> )	X	X	X	X
Spanish mackerel ( <i>Scomberomorus maculatus</i> )	X	X	X	X
cobia ( <i>Rachycentron canadum</i> )	X	X	X	X



# Oakland Beach Section of Warwick, RI 02889



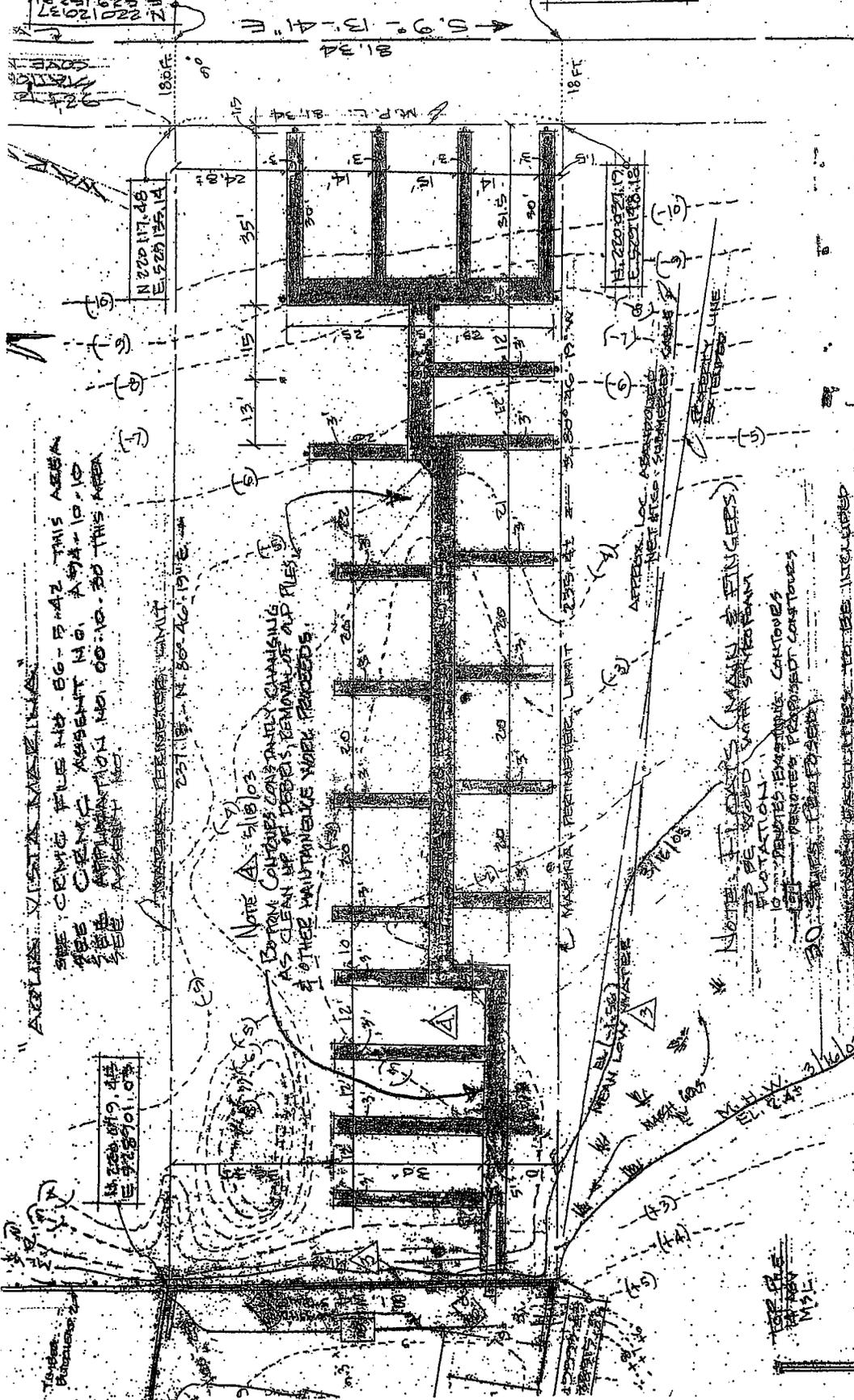
"ACROSS VISTA MARINA"

SHE CEMIC FILES NO. 66-5 MAY THIS AREA  
THE CEMIC ASSESSMENT NO. A-54-10-10  
SEE APPLICATION NO. 00-NO. 30 THIS AREA  
SEE ASSESSMENT NO.

N 200 117.48  
E 220 152.14

231' E - N. 80° 40' 19" W

NOTE: BOTTOM COURSES COMPLETELY CHANGING  
AS CLEAN UP AT DECKS, REMOVAL OF OLD RAILS  
& OTHER MAINTENANCE WORK PROCEEDS.



\* **NOTE: FLOODS (MAIN ENGINEERS)**  
IS BE USED WITH STRONG REAR  
TO PROTECT EXISTING CONTOURS  
RESOURCES PROPOSED CONTOURS  
20' STRONG PROTECT

\* **NOTE: AT THESE STAGES THESE INCLUDE**  
AS PART OF BUILDING WORK PROVISIONS  
(SEE PLANS)

I've reviewed these plans and  
have no objections. *W. F. H.*

Witness R. Gorgone  
12/29/03

PROPOSED "WAVE WICK" R.I. MARINA  
GANNETT REALTY, L.L.C.

180'  
SCALE





